

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

CSX CORPORATION

## SUMMONS IN A CIVIL ACTION

v.

CASE NUMBER:

08 CV 02764

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN and ALEXANDRE BEHRING, a/k/a ALEXANDRE BEHRING COSTA

TO: (Name and Address of Defendant)

SEE ATTACHMENT A

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon

**PLAINTIFF'S ATTORNEY** (name and address)

Rory O. Millson  
Francis P. Barron  
Michael A. Paskin  
CRAVATH, SWAINE & MOORE LLP  
825 Eighth Avenue  
New York, NY 10019  
(212) 474-1000

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

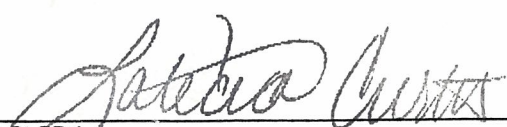
**J. MICHAEL McMAHON**

CLERK

DATE

MAR 17 2008

BY DEPUTY CLERK



AO 440 (Rev. 1/90) Summons in a Civil Action

## RETURN OF SERVICE

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE Friday, March 21, 2008
NAME OF SERVER (PRINT) Betsy Schulman	TITLE Law Clerk

Check one box below to indicate appropriate method of service

☒ Served personally upon the defendant. Place where served: c/o Peter D. Doyle, Esq., KIRKLAND & ELLIS LLP, Citigroup Center, 153 East 53rd Street, NY, NY 10022

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: \_\_\_\_\_

☐ Returned unexecuted: \_\_\_\_\_

☒ Other (specify): The papers were delivered to the mailroom with the express consent of Peter D. Doyle, as attorney for defendant.

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on March 24, 2008  
Date

Betsy Schulman  
Signature of Server

825 Eighth Avenue  
Address of Server  
New York, NY 10019

**ATTACHMENT A**

**Defendants:**

**THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP**

7 Clifford Street  
London, W1S 2WE  
United Kingdom

**THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD.**

PO Box 309GT  
Ugland House  
South Church Street  
George Town, Grand Cayman, Cayman Islands  
British West Indies

**THE CHILDREN'S INVESTMENT MASTER FUND**

PO Box 309GT  
Ugland House  
South Church Street  
George Town, Grand Cayman, Cayman Islands  
British West Indies

**3G CAPITAL PARTNERS LTD.**

36A Dr. Roy's Drive  
PO Box 2510  
George Town, Grand Cayman, Cayman Islands  
British West Indies

**3G CAPITAL PARTNERS, L.P.**

36A Dr. Roy's Drive  
PO Box 2510  
George Town, Grand Cayman, Cayman Islands  
British West Indies

**3G FUND, L.P.**

36A Dr. Roy's Drive  
PO Box 2510  
George Town, Grand Cayman, Cayman Islands  
British West Indies

**CHRISTOPHER HOHN**

In care of The Children's Investment Fund Management (UK) LLP  
7 Clifford Street  
London, W1S 2WE  
United Kingdom

**SNEHAL AMIN**

10022 Lakeside Gables Drive  
Houston, TX 77065 (Harris County)

**ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA**

In care of 3G Capital Inc.  
800 Third Avenue  
31st Floor  
New York, NY 10022 (New York County)